

MAY 02 2006

## CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence, totaling 12 pages including rectified attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central Number) on the below date:

Date: May 2, 2006

Name: Kent E. Genin

Signature: 

BRINKS  
HOFER  
GILSON  
& LIONE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: R. Kaminsky et al..

Appln. No.: 09/699,533

Filed: October 30, 2000

For: Automated Trading Exchange System And  
Method Utilizing Randomized Opening  
Procedures

Examiner: N. B. Nguyen

Art Unit: 3628

Attorney Docket No: 11927/89

Mail Stop AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL

## Attached is/are:

- ☒ Transmittal (in duplicate); Amendment After Final  
☒ Return Receipt Postcard

## Fee calculation:

- ☒ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=			+ \$360=	
Total					\$			Total	
								\$	

## Fee payment:

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.18 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Date

May 2, 2006

Kent E. Genin (Reg. No. 37,834)

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☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

  
Kent E. Genin (Reg. No. 37,834)

Date

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Date: May 2, 2006Name: Kent E. GeninSignature: **IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re Appln. of: **Ross G. KAMINSKY, et al.**Appln. No.: **09/699,533**Filed: **October 30, 2000**For: **AUTOMATED TRADING  
EXCHANGE SYSTEM AND  
METHOD UTILIZING  
RANDOMIZED OPENING  
PROCEDURES**Examiner: **Nga B. Nguyen**Art Unit: **3628**Attorney Docket No: 11927/89

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**AMENDMENT AFTER FINAL**

Sir:

This is in response to the final Office Action mailed on March 9, 2006 setting a shortened statutory response date of three months. As this paper is being filed on May 2, 2006, it is considered timely filed and submitted within two months of the mailing of the final Office Action. Applicant submits the following Amendment and Remarks and respectfully requests the Examiner to reconsider the rejections made in the Action and to allow the application to issue.

Appln. No. 09/699,533

Attorney Docket No. 11927/89

**Please amend the application as follows:**

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 3 of this paper.

**Remarks** begin on page 6 of this paper.